Resolution

No.				

ACCEPTING DEDICATION OF A ROAD WIDENING LOT FOR THE D.T. HILL SUBDIVISION, PURSUANT TO SECTION 3.44.015, MAUI COUNTY CODE

WHEREAS, ETHEL P. FUNES and CLEMENT CAMBRA, SUCCESSOR COTRUSTEES OF THE LOUIS DE CAMBRA REVOCABLE LIVING TRUST DATED FEBRUARY 9, 1979, HAROLD CAMBRA and HAROLD L. CAMBRA, (hereinafter collectively called "Subdivider"), desires to comply with the subdivision requirements for the D.T. Hill Subdivision, Tax Map Key Number (2) 2-4-009:010, Subdivision File No. 2.3017, by dedicating that certain Road Widening Lot 3, as more fully described in Exhibit "A" of the Warranty Deed attached hereto as Exhibit "1" and made a part hereof; and

WHEREAS, the Director of Public Works has reviewed said dedication and recommends approval of the same; and

WHEREAS, pursuant to Section 3.44.015(C), Maui County Code, the County Council may accept any interest in real property by the passage of a resolution approved by a majority of its members; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby accepts Lot 3, as described in Exhibit "A" of the Warranty Deed attached hereto as Exhibit "1", to be dedicated by the Subdivider to the County of Maui in accordance with said Warranty Deed; and

Resolution	No.	

- 2. That it does hereby authorize the Mayor of the County of Maui to execute all necessary documents in connection with the acceptance of said dedication; and
- 3. That certified copies of this Resolution be transmitted to the Mayor of the County of Maui, the Director of Public Works, and the Subdivider.

APPROVED AS TO FORM AND LEGALITY:

MICHAEL J. HOPPER

Deputy Corporation Counsel

County of Maui

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LAND COURT	!		REGULAR	SYSTEM	
AFTER RECORDATION, RETURN BY COUNTY OF MAUI Department of Finance	: MAIL	(XX)	PICKUP ()	
200 South High Street					
Wailuku, Hawaii 96793				•	
S:\CLERICAL\LJN\PW\DSA FORMS MASTERS\Warranty	deed (rev 6-1	1).wpd		•	
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Subdivision File No2.3	017				
54541V151011 1110 110.		- ,			
<u>W</u> A	RRANTY I	DEED			
KNOW ALL MEN BY THESE PRESEN Co-Trustees of the That February 9, 1979, H address is P.O. Box 880077, Pukala (hereinafter the "Grantor"),	Louis De Ca arold Cambr ni, Hawaii 9	mbra Revocable a and Harold L. 6788 and P. O.	Living Trust Cambra Box 158, Mal	dated , \ kawao, Haw	whose aii 96768
Ten Dollars	(\$ <u></u> 1	0.00) to	Grantor	paid
by COUNTY OF MAUI, a politic	al subdi	vision of	the Stat	e of Ha	waii,
whose principal office and	mailin	g address	is 200	South	High
Street, Wailuku, Hawaii 96	793, (he	ereinafter	"Grante	e"), re	ceipt
whereof is hereby acknowled	ged, doe	s hereby	grant, b	argain,	sell
and convey all of that certa	in prope	erty situa	te at Ma	kawao	
	, Ma	aui, Hawai	i, more	particu	larly
				_	

described in Exhibit "A", attached hereto and incorporated herein by reference, unto the Grantee, as Tenant in Severalty, its legal successors and assigns, forever, including the reversions, remainders, rents, issues and profits thereof and all of the estate, right, title and interests of Grantor, both at law and in equity, therein and thereto.

TO HAVE AND TO HOLD the same, together with all buildings, improvements, tenements, rights, easements, hereditaments, privileges and appurtenances thereto belonging or appertaining, or held and enjoyed in connection therewith unto the Grantee according to the tenancy hereinabove set forth, absolutely and in fee simple, forever.

AND the Grantor hereby covenants with the Grantee that the Grantor is lawfully seized in fee simple of the described real and personal property and that the Grantor has good right to convey the same as aforesaid; that the property is free and clear of all encumbrances, except as may be described in Exhibit "A"; and the Grantor will WARRANT AND DEFEND the same unto Grantee, forever, against the lawful claims and demands of all persons.

It is understood and agreed that the term "property" shall be deemed to mean and include the property specifically described in Exhibit "A", all buildings and improvements thereon (including any personal property described in Exhibit "A") and all rights, easements, privileges and appurtenances in connection therewith, that the terms "Grantor" and "Grantee", as and when used herein, or any pronouns used in place thereof, shall mean and

include the masculine and/or feminine, the singular or plural number, individuals, firms or corporations, that the rights and obligations of the Grantor and Grantee shall be binding upon and inure to the benefit of their respective estates, heirs, personal representatives, successors in trust and assigns and that where there is more than one Grantor or Grantee, any covenants of the respective party shall be and for all purposes deemed to be joint and several.

IN WITNESS WHEREOF, the undersigned have executed this instrument on this 17th day of OCTOBER , 2012 .

GRANTOR:

By The five name: ETHEL P FUNES Its CO-TRUSTEE AS AFORESAND

By Clement Carbon name: CO-TRUSTEE AS AFORESAND

By Rame: HAROLD L CAMBRA Its

By HAROLD L CAMBRA Its

By HAROLD CAMBRA Its

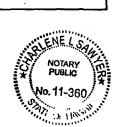
APPROVED AS TO FORM AND LEGALITY:

MICHAEL J. HOPPER
Deputy Corporation Counsel

County of Maui

Its

STATE OF HAWAII SS. COUNTY OF _ MAUI On this 17th day of OCTOBER 20 **12** personally appeared <u>ETHEL P FINES</u>, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable in the capacities shown, having been duly authorized to execute such instrument in such capacities. IN WITNESS WHEREOF, I have hereunto set my hand and official seal. NOTARY PUBLIC, State of Hawaii Print Name CHARLENE L SAWYER [Stamp or Seal] My commission expires: NOVEMBER 13. **NOTARY PUBLIC CERTIFICATION** Doc. Date: # Pages: 10 UNDATED CHARLENE L SAWYER **Notary Name: Judicial Circuit:** SECOND



[Stamp o

Doc. Description:

Notary Signature:

Date:

WARRANTY DEED

10/17/12

•	•					
STATE OF HAW) ss.					
personally a personally k say that suc free act and capacities s	this 17th day of ppeared CLEMENT CAMP nown, who, being by h person(s) executed deed of such person hown, having been don such capacities.	BRA me duly sworn or a d the foregoing ins n(s), and if applic	trument as the able in the			
IN official sea	WITNESS WHEREOF, I	have hereunto set	my hand and			
[Stamp or Seal] Charles Haus						
	1 260 P	OTARY PUBLIC, State rint Name CHARLENE L y commission expire	SAWYER			
	NOTARY PUBLI	C CERTIFICATION	,]			
Doc. Date:	UNDATED	# Pages:	10			
Notary Name:	CHARLENE L SAWYER	Judicial Circuit:	SECOND			
Doc. Description:	WARRANTY DEED		NOTARY PUBLIC TO			
	1	[Star	mp-or Sedij-360			

Notary Signature:

10/17/12

Date:

On personally a personally k say that such free act and capacities s	this 17th ppeared HARO nown, who, be h person(s) e deed of such	DLD L CAMBRA eing by me described the person(s), been duly a	BER , 20 1 uly sworn or a foregoing ins and if applic uthorized to e	ffirmed, trument able in	o me did as the the
IN WITNESS WHEREOF, I have hereunto set my hand and official seal. [Stamp or Seal] NOTARY PUBLIC, State of Hawaii Print Name CHARGENE L SAWYER My commission expires: NOVEMBER 13, 2015					
NOTARY PUBLIC CERTIFICATION					
Doc. Date: Notary Name:	UNDATED CHARLENE L S	SAWYER	# Pages: Judicial Circuit:	10 SECOND	
Notary Signature:	WARRANTY DEED	ene Ha	[Star	mp or Seal]	NO. 11-360

STATE OF HAWA	·)	ss.	·	•	
personally appersonally knows say that such free act and capacities shows	ppeared <u>HARO</u> nown, who, bei	ID CAMBRA Ing by me dulicecuted the formation person(s), and the deem duly autiliary	y sworn or a oregoing ins nd if applic	trument as the able in the	
IN official seal	WITNESS WHERE	OF, I have h	ereunto set	my hand and	
[Stamp or Seal] NOTARY PUBLIC, State of Hawaii Print Name_CHARLENE L SAWYER My commission expires: 11/13/2015					
My Conditission expires. 1171372013					
NOTARY PUBLIC CERTIFICATION					
Doc. Date:	UNDATED		# Pages:	10	
Notary Name:	HAROLD CAMBRA	l	Judicial Circuit:	SECOND	
Doc. Description:	WARRANTY DEED)	_	withEL.	
			- - (Sta	NOTARY PUBLIC P ma on 86 at 1-360	
Notary Signature: Date: 10/17/12	Tharley	Jany	-/ -	E OF HAMPHAR	
Duto. 10/1//12					

LOT 3

D. T. HILL SUBDIVISION

(ROADWAY WIDENING LOT)

SITUATED ON THE NORTHEAST SIDE OF LAIE DRIVE

AT MAKAWAO, MAUI, HAWAII

BEING A PORTION OF GRANT 216 TO J. T. GOWER

Beginning at the Northeast corner of this Lot, being also the Northwest corner of Lot 1, D. T. Hill Subdivision, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PUU PANE" being 14,219.52 feet North and 2,325.27 feet West and running by azimuths measured clockwise from True South:

- 1. 89°21' 71.73 feet along Lot 1, D. T. Hill Subdivision;
- 2. Thence, along Lots 1 and 2, D. T. Hill Subdivision on a curve to the left with a radius of 116.00 feet, the radial azimuth to the point of curve being 179° 21' and the radial azimuth to the point of tangent being 81° 07' 40", the chord azimuth and distance being:

40° 14' 20" 175.39 feet;

3. Thence, along Lot 2, D. T. Hill Subdivision on a curve to the left with a radius of 165.00 feet, the radial azimuth to the point of curve being 81° 07' 40" and the radial azimuth to the point of tangent being 58° 17', the chord azimuth and distance being:

339° 42' 20"

65.35 feet;

4.	328° 17'	40.07 feet	along Lot 2, D. T. Hill Subdivision;
5.	318° 00'	120.90 feet	along Lot 2, D. T. Hill Subdivision;
6.	322° 45'	90.66 feet	along Lot 2, D. T. Hill Subdivision;
7.	332° 56'	92.99 feet	along Lot 2, D. T. Hill Subdivision;
8.	54° 22'	50" 2.02 feet	along Parcel 09, Tax Map Key: (2) 2-4-09 and the Westerly side of Laie Drive;
9.	152° 56'	93.12 feet	along the Westerly side of Laie Drive;
10.	142° 45'	90.40 feet	along the Westerly side of Laie Drive;
11.	138° 00'	121.00 feet	along the Westerly side of Laie Drive;
12.	148° 17'	73.40 feet	along the Westerly side of Laie Drive;
13.	170° 12'	, 62.10 feet	along the Westerly side of Laie Drive;
14.	191° 26'	42.60 feet	along the Westerly side of Laie Drive;
·15.	219° 59'	49.30 feet	along the Westerly side of Laie Drive;
16.	238° 14'	46.50 feet	along the Westerly side of Laie Drive;
17.	260° 01!	28.00 feet	along the Westerly side of Laie Drive;
18.	268° 55'	81.91 feet	along the Westerly side of Laie Drive;

19. 313° 21'

4.02 feet



871 Kolu Street, Suite 201 Wailuku, Hawaii 96793

October 2, 2012

This description is contingent upon final subdivision approval by the County of Maui under Subdivision File No. 2.3017

along the Westerly side of Laie Drive to the point of beginning and containing an area of 0.043 Acre.

R. T. TANAKA ENGINEERS, INC.

Je 2. Frank

Kirk T. Tanaka

Licensed Professional Surveyor Certificate No. 7223-LS License Expires: April 30, 2014